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Examiner Layla G. Lauchman TO: Group Art Unit 2877 Commissioner for Patents Washington, D.C. 20231 STALLMAN & POLLOCK LLP FAX: 571-273-2418 Intellectual Property Attorneys PHONE: FROM: MICHAEL A. STALLMAN Telephone: (415) 772-4900 353 Sacramento Street, Suite 2200 Facsimile: (415) 398-2890 San Francisco, CA 94111 Email: mstallman@stallmanpollock.com (415) 772-4900 Telephone: Facsimile: (415) 389-2890 DATE: June 16, 2004 TIME: PAGES: 5 (including cover) If you did not receive all of the pages in this fax, please contact Georgia K. Stith at (415) 772-4900, Ext. 106. OUR FILE NUMBER: TWI-13810 **RETURN TO:** G. Stith

Re U.S. Patent Appln. No. 10/042,592, filed January 9, 2002 **MESSAGE:** 

Dear Examiner Lauchman,

Pursuant to your request, attached are copies of the two Declarations for Patent Application filed in the PTO on March 1, 2002. If you have any questions, please do not hesitate to contact mė.

Michael A. Stallman (Reg. No. 29,444)

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Atty Docket No. TWI-13810

## **DECLARATION FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

MULTIPLE BEAM	ELLIPSOMETER			
the specification of as Application No.	of which (check one) ☐ is attact	ned hereto or 🛭 was filed on <u>January</u> 9	(if applic	cable).
l hereby state that claims, as amend	t I have reviewed and understar ed by any amendment referred	nd the contents of the above-identified specific to above.	ation, includi	ng the
I acknowledge the	e duty to disclose all information	which is material to patentability as defined in	37 CFR § 1.	56.
or inventor's certification the United S	ficate, or § 365(a) of any PCT in tates, listed below and have als	J.S.C. § 119(a)-(d) or § 365(b) of any foreign anternational application which designated at less identified below any foreign application for population on which priority is claimed:	ast one coun	try other
Prior Foreign Application(s)			Priority ( <u>Yes</u>	Claimed <u>No</u>
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Number	Country	Day/Month/Year Filed	_	_
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I hereby claim the	e benefit under 35 U.S.C. § 119	(3) of any United States provisional application	n(s) below:	
60/311,035	·	August 9, 2001		_
Application Numb	per	Filing Date		_
60/336,437		November 1, 2001		
Application Numb	per .	Filing Date		<del>-</del>
Application Numl	ber	Filing Date	<del> </del>	<del></del>

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.58 which became available between the filling date of the prior application and the national or PCT international filling date of this application:

Application Number	Filing Date	Status: Patented, Pending, Abandoned
Application Number	Filing Date	Status: Patented, Pending, Abandoned
Application Number	Filing Date	Status: Patented, Pending, Abandoned
information and belief are b willful false statements and	elieved to be true; and further tha the līke so made are punishable	knowledge are true and that all statements made on at these statements were made with the knowledge that by fine or imprisonment or both, under 18 U.S.C. § 1001 lidity of the application or any patent issued thereon.
Full name of sole or first inv	rentor <u>Martin Ebert</u>	
Inventor's signature	last SH	///4/02 Date
Citizenship German	Fremont, California 94536  D Street, Fremont, California 945	
, dat 5.1165 / dat 635		
Full name of second joint in	nventor, if any, <u>Li Chen</u>	
Inventor's signature		Date
Citizenship Chinese	ater Drive, Fremont, California 9  3 Sovingwater Drive, Fremont, California	

Atty Docket No. TWI-13810

s a below name	d invento	r, I hereby declare	e that:	•				
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	names a	first and sole inve re listed below) of						on
MULTIPLE BEAM	M ELLIPS	OMETER			•		•	
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<del>in transition</del>				aterial to patentabi				
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112. Lacknewledge the duty to disclose all information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

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Application Number	Filing Date	Status: Patented, Pending, Abandoned
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willful false statements and	the like so made are punishable tatements may jeopardize the va	nat these statements were made with the knowledge the by fine or imprisonment or both, under 18 U.S.C. § 10 alidity of the application or any patent issued thereon.
Inventor's signature Residence 332 D Street,	Fromant California 04526	Date
Citizenship German	D Street, Fremont, California 94	536
Full name of second joint in	nventor, if any, <u>Li Chen</u>	
	1-11/	1/25/07
Inventor's signature	<del></del>	Date

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